



TJW

0687/74768-BA-PCT-US  
Docket No. JPW/GJG/MJP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Michael Wayne Graham and Robert Norman Rice  
 Serial No. : 10/646,070 Examiner: Whiteman, B.  
 Filed : August 22, 2003 Group Art Unit: 1635  
 For : CONTROL OF GENE EXPRESSION

Mail Stop Amendment  
 COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Date: July 15, 2009

Sir:

Transmitted herewith is an amendment to the above-identified application.

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established.

A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

No additional fee is required.

The filing fee is calculated as follows:

|  | Number after Amendment | Highest Number Previously Paid For <sup>1</sup> | Number of Extra Claims Presented | RATE                         |              | FEE          |              |
|--|------------------------|---|----------------------------------|------------------------------|--------------|--------------|--------------|
|  |                        |   |                                  | Small Entity                 | Other Entity | Small Entity | Other Entity |
| Total Claims   | 34 -                   | * 59 =  | *** 0 X                          | \$26                         | \$52         | =            | 0.00         |
| Independent Claims   | 3 -                    | ** 3 =  | *** 0 X                          | \$110                        | \$220        | =            | 0.00         |
| Multiple Dependent Claim(s) Presented For First Time <u>Yes</u> <u>X</u> <u>No</u> |                        |   |                                  | \$195                        | \$390        | =            | 0.00         |
|  |                        |   |                                  | TOTAL ADDITIONAL FEE \$ 0.00 |              |              |              |

<sup>1</sup> The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.

\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

\*\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\* If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

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Amendment Transmittal Letter  
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The following are also enclosed:

One additional copy of this Amendment Transmittal Letter  
 Return Receipt Postcard  
 An Information Disclosure Statement, including Form PTO-1449  
(Copies of citations included: Yes  No \_\_\_\_\_  
and a fee of \$ 180.00 included)  
 A Petition for an Extension of Time, including a fee of  
\$ \_\_\_\_\_ for a Petition for \_\_\_\_\_ Month(s) Extension of Time  
 Other (identify): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THE TOTAL FEE DUE IS \$ 180.00.

A check in the amount of \$ 180.00 is enclosed.  
 Please charge Deposit Account No. \_\_\_\_\_ in the amount of  
\$ \_\_\_\_\_.  
 The Commissioner is hereby authorized to charge any additional fees  
required or credit any overpayment to Deposit Account No. 03-3125  
as follows:  
 Fees under 37 C.F.R. §1.16 for the presentation of extra claims  
 Patent application processing fees under 37 C.F.R. §1.17

Respectfully submitted,

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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.  
  
*Gary J. Gershik 7/15/03*  
John P. White Date  
Reg. No. 28,678  
Gary J. Gershik  
Reg. No. 39,992